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Deborah A. Peacock
Deborah A. Peacock, Reg. No. 31,649

PATENT APPLICATION

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AUG 13 2003
TECHNOLOGY CENTER R3700

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: KERRY RHODES

Serial No.: 09/977,734

Filed: October 12, 2001

For: Pool Table Slate Lifter

Examiner: Daniel G. Shanley

Group Art Unit: 3723

RESPONSE TO RESTRICTION AND ELECTION REQUIREMENT

Commissioner for Patents
Box Non-Fee Amendment
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

In response to the Office Action of July 2, 2003, Applicant Kerry Rhodes provisionally elects Group I (Claims 1 to 31), with traverse.

REMARKS

The Examiner's attention to the application is noted with appreciation.

The Examiner, on July 2, 2003, made a restriction requirement under 35 U.S.C. 121 commenting that the inventions from Group I, Claims 1 to 31 (class 254, subclass 89R) and Group II, Claims 32 to 41 (class 254, subclass 1) are distinct as product and process of use for the following reasons. The Examiner stated that the subcombination has separate utility such as a lifting bridge for working above the engine of an automobile.

The restriction requirement is submitted to be improper because the pool table lifter, a mechanism specifically designed for lifting the slate of a pool table as described in Group II is